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Technical assistance and capacity-building

Albania, Angola,* Australia,* Brazil, Canada,* Chile,* Cyprus,* Finland,* France,* Germany, Haiti,* Honduras,* Hungary, Iceland,* Indonesia, Israel,* Italy,* Kenya, Luxembourg,* Malaysia,* Maldives,* Mexico,* Morocco,* Netherlands, Norway,* Panama, Paraguay, Peru,* Philippines, Poland,* Portugal, Qatar, Romania,* Rwanda, Singapore,* Sweden,* Thailand,* the former Yugoslav Republic of Macedonia,* Timor-Leste,* Turkey,* Ukraine:* draft resolution

36/... Enhancement of technical cooperation and capacity-building in the field of human rights

The Human Rights Council,

Guided by the purposes and principles of the Charter of the United Nations, particularly with regard to achieving international cooperation in promoting and encouraging respect for human rights and for fundamental freedoms for all, without distinction of any kind, such as race, colour, sex, language, religion, political or other opinion, national or social origin, property, birth or other status,

Reaffirming the obligation of States under the Charter to promote universal respect for and observance of human rights and fundamental freedoms,

Recalling all relevant international human rights treaties, including the International Covenant on Civil and Political Rights and the International Covenant on Economic, Social and Cultural Rights,

Recognizing that the enhancement of international cooperation is essential for the effective promotion and protection of human rights, which should be based on the principles of cooperation and genuine dialogue and aimed at strengthening the capacity of States to prevent human rights violations and comply with their human rights obligations for the benefit of all human beings,

Recognizing also the importance of enhancing international support for implementing effective and targeted capacity-building in developing countries to support national plans to implement all the Sustainable Development Goals,

* State not a member of the Human Rights Council

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Recalling General Assembly resolution 70/1 of 25 September 2015 on the 2030 Agenda for Sustainable Development,

Recalling also that the 2030 Agenda is guided by the purposes and principles of the Charter, including full respect for international law, and is grounded in the Universal Declaration of Human Rights and international human rights treaties, that it is informed by other instruments such as the Declaration on the Right to Development, and that it is to be implemented in a manner that is consistent with the rights and obligations of States under international law,

Recognizing that the implementation of the 2030 Agenda must be consistent with a State's obligations under international human rights law,

Bearing in mind the mandate of the Human Rights Council, as stated by the General Assembly in its resolution 60/251 of 15 March 2006, to promote advisory services, technical assistance and capacity-building, to be provided in consultation with and with the consent of States concerned, and the provisions of Council resolutions 5/1 and 5/2 of 18 June 2007 and 16/21 of 25 March 2011 that aim to enable the Council to fulfil such a mandate,

Recalling all relevant resolutions of the Human Rights Council on the enhancement of technical cooperation and capacity-building in the field of human rights,

Noting the important role that technical cooperation and capacity-building can play in building States' capacities to implement the Sustainable Development Goals in a way that is consistent with their respective obligations under international human rights law,

Recognizing the positive role of capacity-building in the field of human rights in supporting States in their implementation of the 2030 Agenda for Sustainable Development,

Reiterating that one of the responsibilities of the United Nations High Commissioner for Human Rights and the Office of the High Commissioner is to provide advisory services and technical and financial assistance, at the request of the State concerned, with a view to supporting actions and programmes in the field of human rights, and to coordinate activities to promote and protect human rights throughout the United Nations system in accordance with the mandate of the Office,

Acknowledging the role and impact of the activities of the relevant agencies of the United Nations and international and regional organizations, and the contribution of civil society organizations in providing States with technical support and assistance on the basis of needs and requests of States concerned in the implementation of their human rights obligations and their voluntary pledges and commitments, as well as accepted universal periodic review recommendations,

Noting with appreciation the contributions of international human rights bodies and mechanisms, including international human rights treaty bodies, the Human Rights Council and its subsidiary bodies, such as the special procedures and the universal periodic review, in promoting the implementation of the 2030 Agenda in accordance with States' human rights obligations,

Welcoming the efforts of the United Nations human rights bodies and mechanisms, the United Nations development system and relevant United Nations agencies and country teams to align capacity-building efforts with the needs and national circumstances of States, including to strengthen policy coherence, where applicable, in the implementation of States' respective obligations under international human rights law and in their implementation of the Sustainable Development Goals,

Appreciating the important role of the United Nations Voluntary Fund for Technical Cooperation in the Field of Human Rights, the Voluntary Trust Fund for Participation in the Universal Periodic Review, the Voluntary Technical Assistance Trust Fund to Support the Participation of Least Developed Countries and Small Island Developing States in the Work of the Human Rights Council and the Voluntary Trust Fund for Financial and Technical Assistance for the Implementation of the Universal Periodic Review in assisting States and developing their national capacities to promote the effective implementation of their human rights obligations and accepted universal periodic review recommendations, which have contributed to tangible improvements in the situation of human rights on the ground,

Noting with appreciation the contributions of the Board of Trustees of the United Nations Voluntary Fund for Technical Cooperation in the Field of Human Rights and of the Voluntary Trust Fund for Financial and Technical Assistance for the Implementation of the Universal Periodic Review through their annual reports to the Human Rights Council, in particular on the components of technical cooperation and the identification of good practices,

1. *Emphasizes* that the general debate under agenda item 10 is an essential platform for Members and observers of the Human Rights Council to share their visions and views to promote more effective technical cooperation and capacity-building in the field of human rights, and to share concrete experiences, challenges and information on assistance needed in the implementation of their human rights obligations and voluntary pledges and commitments, and of accepted universal periodic review recommendations, and their achievements and good practices in this area, including those that promote synergy and policy coherence between the promotion and protection of human rights and the realization of the 2030 Agenda for Sustainable Development;

2. *Reiterates* that technical cooperation and capacity-building in the field of human rights continue to be based on consultations with and the consent of the States concerned, and should take into account their needs, and the fact that all human rights are universal, indivisible, interdependent and interrelated and aim to make a concrete impact on the ground;

3. *Underscores* the need to strengthen international, regional and bilateral cooperation and dialogue in the promotion and protection of human rights;

4. *Acknowledges* that the promotion and protection of human rights and the 2030 Agenda are complementary and mutually reinforcing;

5. *Reaffirms* that technical cooperation should remain an inclusive exercise that engages and involves all national stakeholders, including government agencies, national human rights institutions and civil society;

6. *Also reaffirms* the ongoing need for enhanced voluntary contributions to the relevant United Nations funds to support technical assistance and capacity-building, particularly the United Nations Voluntary Fund for Technical Cooperation in the Field of Human Rights, the Voluntary Trust Fund for Participation in the Universal Periodic Review, the Voluntary Trust Fund for Financial and Technical Assistance for the Implementation of the Universal Periodic Review and the Voluntary Technical Assistance Trust Fund to Support the Participation of Least Developed Countries and Small Island Developing States in the Work of the Human Rights Council, and encourages States to continue to make contributions to these funds, especially those who have not yet done so;

7. *Invites* the United Nations High Commissioner for Human Rights to make his next annual oral presentation, under agenda item 10, on the overview of and successes, best practices and challenges in technical assistance and capacity-building efforts, particularly

those provided by the Office of the High Commissioner and relevant United Nations agencies, to the Human Rights Council at its thirty-seventh session, and subsequently on an annual basis at the March session of the Council, and encourages the High Commissioner to highlight the contribution of human rights technical cooperation and capacity-building to the attainment of the Sustainable Development Goals;

8. *Invites* the Chair of the Board of Trustees of the United Nations Voluntary Fund for Technical Cooperation in the Field of Human Rights to present the next comprehensive report on the Board's work to the Human Rights Council at its thirty-seventh session, and subsequently on an annual basis at the March session of the Council, and encourages the chairs of the boards of trustees of other funds administered by the Office of the High Commissioner to support activities in the area of technical assistance and capacity-building to make a presentation at the same session;

9. *Welcomes* the panel discussion held pursuant to Human Rights Council resolution 33/28 under agenda item 10 at the thirty-fifth session of the Council on the theme "A decade of technical cooperation and capacity-building in the Human Rights Council: challenges and the way forward", at which participants stressed the need to reinvigorate the debates and actions under agenda item 10 and to make them more responsive to the needs of States, in accordance with its original intent and the principles of the Council, underlines the role that technical cooperation and capacity-building can play in preventing human rights violations and in enhancing the credibility and effectiveness of the Council, while underscoring also the importance of further strengthening policy coherence across the United Nations system in the delivery of technical assistance pertaining to human rights and the Sustainable Development Goals, with a view to maximizing its impact on the ground;

10. *Decides*, in accordance with paragraphs 3 and 4 of its resolution 18/18 of 29 September 2011, that the theme for the annual thematic panel discussion under agenda item 10 to be held during its thirty-eighth session will be "Human rights and the Sustainable Development Goals: enhancing human rights technical cooperation and capacity-building to contribute to the effective and inclusive implementation of the 2030 Agenda for Sustainable Development";

11. *Requests* the Office of the High Commissioner to prepare a report on how United Nations human rights bodies and mechanisms, including the Human Rights Council, the universal periodic review, the special procedures and the treaty bodies, and United Nations country teams and agencies, through effective, coherent and coordinated technical assistance and capacity-building in the promotion and protection of human rights can support States in the realization of the 2030 Agenda, including, inter alia, by highlighting practical steps and concrete examples that seek to promote policy synergy and coherence, use of technology and innovation, and the strengthening of the capacity of national statistical offices and data systems related to human rights where applicable, as well as ways to enhance national implementation, reporting and follow-up, taking into account the different constraints and needs of States, and to submit the report to the Council at its thirty-eighth session to serve as a basis for the thematic panel discussion;

12. *Also requests* the Office of the High Commissioner to consult with States, the United Nations development system, relevant United Nations bodies, agencies and country teams, relevant special procedures and other stakeholders, including, where applicable, those involved in technical cooperation projects that demonstrate best practices, constructive engagement and positive impact on the ground with a view to ensuring their participation in the thematic panel discussion;

13. *Calls upon* States, relevant international organizations, intergovernmental bodies and civil society to make use of the ideas and issues raised in the annual panel discussion under agenda item 10 during its thirty-eighth session to enhance the efficiency,

effectiveness and policy coherence of technical cooperation and capacity-building efforts undertaken by the Office of the High Commissioner and United Nations country teams and agencies in improving States' national capacities to promote and protect human rights and support the implementation of the Sustainable Development Goals.